

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 109<sup>th</sup> Congress<sup>1</sup>**

[Date approved: November 4, 2005]<sup>2</sup>

**Bill No. and sponsor:** H.R. 2404 (Mr. Gene Green of Texas).

**Proponent name, location:** Syngenta Crop Protection, Houston, TX.

**Other bills on product (109<sup>th</sup> Congress only):** None.

**Nature of bill:** Temporary duty reductions through 12/31/2008.

**Retroactive effect:** None.

**Suggested article description(s) for enactment (including appropriate HTS subheading(s)):**

1,3-Benzenedicarbonitrile (CAS No. 626-17-5) (provided for in subheading 2926.90.48).

**Check one:**    ☒ Same as that in bill as introduced.  
                    ☐ Different from that in bill as introduced (see Technical comments section).

**Product information, including uses/applications and source(s) of imports:**


The subject product is a synthetic organic chemical, sometimes known as IPN (for isophthalonitrile), is used as an intermediate to formulate contact fungicides to combat pesticide resistance. The chemical is imported from Japan.

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<sup>1</sup> Industry analyst preparing report: Robert Randall (202-205-3366); Tariff Affairs contact: David Michels (202-205-3440).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/index.htm](http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm).

**Estimated effect on customs revenue:**

<b>HTS subheading: <u>2926.90.48</u></b>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$6,653,176	\$10,503,000	\$10,923,120	\$11,360,045	\$11,814,445
Customs revenue loss <sup>1/</sup>	\$230,200	\$363,404	\$357,186	\$352,161	\$366,248

<sup>1/</sup> Estimated revenue losses shown result from a difference between the general rate of duty and the proposed reduced duty of 3.04% through 12/31/2006, 3.23% in 2007, and 3.4% in 2008 and 2009.  
Source of estimated dutiable import data: Industry estimates.

**Contacts with domestic firms/organizations (including the proponent):**

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
		(Yes/No)		
Syngenta Crop Protection (Proponent) Dawn Stump, 202-347-7772	9/6/2005	No	No	No
AtoFina Cerex Charles Kitchin, FAX: 703-527-2092	9/7/2005	No	No	No
Aventis Jean Reimers, FAX: 202-628-6622	9/7/2005	No	No	No
BASF Corp. Greg Thies, FAX: 202-558-5101	9/7/2005	No	No	No
Bayer Corporate Services Karen Niedermeyer, FAX: 412-777-4700	9/7/2005	No	No	No
Crop Life America Lawrence Norton, FAX: 202-463-0474	9/7/2005	No	No	No
Dow Agro Sciences Lisa Schroeter, FAX: 202-429-3467	9/7/2005	No	No	No
E.I. DuPont Nancy Johnson, FAX: 202-728-3649 Elaine Olsen, FAX: 302-992-2263	9/7/2005	No	No	No

FMC Corp. Jerry Prout, FAX: 202-956-5235	9/7/2005	No	No	No
Griffin Corp. James Whatley, FAX: 800-248-5154	9/7/2005	No	No	No
LANXESS Corp. Jamie B. Schaeffer, FAX: 412-809-3614	9/7/2005	No	No	No
Monsanto Corp. Michael Parrish, FAX: 202-789-1867 Linda Strachan, FAX: 202-789-1867	9/7/2005	No	No	No
Valent USA Robin Demouth, FAX: 925) 246-2776	9/7/2005	No	No	No

**Technical comments:**<sup>3</sup> None.

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<sup>3</sup> The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

109TH CONGRESS  
1ST SESSION

# H. R. 2404

To reduce temporarily the duty on IPN (Isophthalonitrile).

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IN THE HOUSE OF REPRESENTATIVES

MAY 17, 2005

Mr. GENE GREEN of Texas introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To reduce temporarily the duty on IPN (Isophthalonitrile).

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. IPN (ISOPHTHALONITRILE).**

4 (a) CALENDAR YEAR 2006.—

5 (1) IN GENERAL.—Subchapter II of chapter 99  
6 of the Harmonized Tariff Schedule of the United  
7 States is amended by inserting in numerical se-  
8 quence the following new heading:

“	9902.09.11	1,3-Benzenedicarbonitrile (CAS No. 626–17–5) (pro- vided for in subheading 2926.90.48) .....	3.04%	No change	No change	On or before 12/31/2006	”.
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1           (2) EFFECTIVE DATE.—The amendment made  
2       by paragraph (1) applies to goods entered, or with-  
3       drawn from warehouse for consumption, on or after  
4       the 15th day after the date of enactment of this Act.

5       (b) CALENDAR YEAR 2007.—

6           (1) IN GENERAL.—Heading 9902.09.11 of the  
7       Harmonized Tariff Schedule of the United States, as  
8       added by subsection (a), is amended—

9           (A) by striking “3.04%” and inserting  
10          “3.23%”; and

11          (B) by striking “On or before 12/31/2006”  
12          and inserting “On or before 12/31/2007”.

13       (2) EFFECTIVE DATE.—The amendments made  
14       by paragraph (1) shall take effect on January 1,  
15       2007.

16       (c) CALENDAR YEAR 2008.—

17           (1) IN GENERAL.—Heading 9902.09.11 of the  
18       Harmonized Tariff Schedule of the United States, as  
19       added by subsection (a) and amended by this sec-  
20       tion, is further amended—

21           (A) by striking “3.23%” and inserting  
22          “3.4%”; and

23          (B) by striking “On or before 12/31/2007”  
24          and inserting “On or before 12/31/2008”.

1           (2) EFFECTIVE DATE.—The amendments made  
2       by paragraph (1) shall take effect on January 1,  
3       2008.

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